HON'BLE SHRI JUSTICE NOOTY RAMAMOHANA RAO

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W.P. No.21830 of 2007

11.10.2007

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Between

Perala Venkateswarlu and another ..Petitioners

AND

The Project Officer and Addl. Agent to the Government, I.T.D.A., Khammam District and others ..Respondents

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:: JUDGMENT ::

HON'BLE SHRI JUSTICE NOOTY RAMAMOHANA RAO

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W.P. No.21830 of 2007

Heard the learned counsel for the petitioners and the learned Government Pleader for Social Welfare.

This writ petition has been instituted when the respondents 2 and 3 attempted to dispossess the petitioners from the land of an extent of Ac.3.35 cents and Ac.4.38 cents situated in S.No.153/1 and 200/2 respectively in Pinapalli Village, Bhadrachalam Mandal, Khammam District based on the orders dated 22.1.2007 passed by the Agency Divisional Officer, Bhadrachalam. It is the assertion of the petitioners that they have preferred an Appeal to the Additional Agent to the Government, first respondent herein against the orders passed by the second respondent on 22.1.2007 and the Appeal is still pending.

When once, an Appeal has been preferred which is an assured right, it is only appropriate that the said Appeal is decided at the earliest. It is no doubt true that the Additional Agent to the Government would have been preoccupied with more pressing and urgent matters of great public importance, but nonetheless, they will have to spare some time for deciding the Appeals preferred against the orders passed by the primary authority in a quick time. I hope and trust that the Appeal preferred by the petitioners herein would at best be decided on or before 31.1.2008 and till such time the Appeal is decided, the petitioners shall not be evicted from out of the land

in their possession pursuant to the orders passed by the second respondent herein on 22.1.2007.

With this, the writ petition stands disposed of. No costs.

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NOOTY RAMAMOHANA RAO.J.

11.10.2007
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